Check either box 1 or 2 below, if appropriate.

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## TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional) 160-055

In re Application of: Backes

Application No.: 10/781528 Filed: 2/18/2004

For: Apparatus for Associating Access Points with Stations Using Bid Techniques

The owner", <u>Autocell Laboratories</u> of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 107/80594, [side on <u>2</u>/18/2004], as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaims filled prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patents or granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference applications are commonly owned. This agreement runs with any patent oranted on the instant application of the properties of the properties

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filled prior to the any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filled prior to the

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2. X The undersigned is an attorney or agent of	record. Reg. No. <u>37272</u>	
/Holmes W. Anderson/	Signature	November 16, 2006 Date
Holmes W. Anderson		
	Typed or printed name	
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